

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 31, 1995

SUBJECT: **SB 1318 - HB 1084**

This bill, if enacted, will amend the existing statutes regarding the use of proceeds from fines, forfeitures and seized goods from drug enforcement. Revenue that is now earmarked solely for drug enforcement or drug education will be deposited into the local or state government general fund of the law enforcement agency making the arrests or seizure. Such funds could then be used for any purpose as appropriated by the local or state government.

The bill, if enacted, will have no net fiscal impact on local government revenues because the same amount of revenue will be received and deposited. The amount of the funds shifted into local government general funds cannot be reasonably determined but is estimated to exceed \$100,000 annually.

The enactment of this bill will have no net fiscal impact on state government revenues because the same amount of revenue will be received and deposited. The amount of the funds shifted from dedicated uses into the state general fund cannot be reasonably determined but is estimated to exceed \$100,000 annually.

SB 1318 - HB 1084

However, revenues now earmarked to specific state or local programs would have to be appropriated to those programs from the general fund if they are to continue. The Public Service Commission's Motor Carrier Safety program and K-9 unit are partially supported with such funds. According to the Tennessee Wildlife Resources Agency enactment of this bill would require approximately \$28,000 collected from wildlife law violations and earmarked for TWRA programs to be deposited to the General Fund. TWRA believes this will jeopardize \$8.7 million of Federal Funds because of state and federal laws prohibiting the diversion of wildlife revenue.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director